

DECLARATION AND POWER OF ATTORNEY

REGULAR OR DESIGN APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

☒ I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

WATER BORNE FILM-FORMING COMPOSITIONS

the specification of which:

(check one)

☒ [X] is attached hereto

☐ [ ] was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_, and was amended on \_\_\_\_\_.

☐ [ ] was described and claimed in PCT International Application No. \_\_\_\_\_, filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_, if any.

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

☒ I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

☒ I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56.

**PRIORITY CLAIM**

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a) - (d) or §365(b) of any foreign application for patent or inventor's certificate, or §365(a) of any PCT application which designates at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Priority Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)

Priority Not Claimed

**ANY FOREIGN APPLICATION(S), ON THE SAME SUBJECT MATTER WHICH HAS A FILING DATE EARLIER THAN THE EARLIEST APPLICATION FROM WHICH PRIORITY IS CLAIMED**

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)
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**CLAIM FOR BENEFIT OF PROVISIONAL APPLICATION(S)**

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

<u>60/125,446</u> (Application Number)	<u>March 22, 1999</u> (Filing Date)
_____ (Application Number)	_____ (Filing Date)

**CLAIM FOR BENEFIT OF EARLIER U.S. APPLICATION(S)  
UNDER 35 U.S.C. 120**

(complete this part only if this is a divisional,  
continuation or CIP application)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s), or §365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

\_\_\_\_\_  
(Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)

\_\_\_\_\_  
(Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)

**POWER OF ATTORNEY**

I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Irving Powers (15,700), Donald G. Leavitt (17,626), John K. Roedel, Jr. (25,914), Michael E. Godar (28,416), Edward J. Hejlek (31,525), William E. Lahey (26,757), Richard G. Heywood (18,224), Frank R. Agovino (27,416), Kurt F. James (33,716), G. Harley Blosser (33,650), Paul I. J. Fleischut (35,513), Vincent M. Keil (36,838), Robert M. Evans, Jr. (36,794), Robert M. Bain (36,736), Joseph A. Schaper (30,493), Kathleen M. Petrillo (35,076), David E. Crawford, Jr. (38,118), Paul A. Maddock (37,877), Scott A. Williams (39,876), Richard L. Bridge (40,529), David M. Gryte (41,809), Christopher M. Goff (41,785), James E. Butler (40,931), Derick E. Allen (43,468), Matthew L. Cutler (43,574), Michael G. Munsell (43,820), Robert J. Lewis (27,210), Patrick S. Eagleman (44,665), Karen Y. Hui (44,785), Anthony R. Kinney (44,834), Brian P. Klein (P-44,837), Sarah J. Chickos (P-46,157), Donald W. Tuegel (P-45,424), Steven M. Ritchey (P-46,321), all of the law firm of SENNIGER, POWERS, LEAVITT & ROEDEL, One Metropolitan Square, 16th Floor, St. Louis, Missouri 63102.

Send Correspondence To:

Direct Telephone Calls To:

Customer Number: 000321

Edward J. Hejlek  
(314) 231-5400

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Michael R. Van De Mark

Inventor's signature Michael R. Van De Mark Date March 17, 2000

Residence Rolla, Missouri Citizenship U.S.A.

Post Office address UMR Coatings Institute, Dept. of Chemistry  
142 Schrenk Hall, Rolla, Missouri 65409-0010

Full name of second joint inventor Nantana Jiratumnukul

Second inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence O'Fallon, Illinois Citizenship Thailand

Post Office address UMR Coatings Institute, Dept. of Chemistry  
142 Schrenk Hall, Rolla, Missouri 65409-0010

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Full name of sole or first inventor Michael R. Van De Mark

Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

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Post Office address UMR Coatings Institute, Dept. of Chemistry  
142 Schrenk Hall, Rolla, Missouri 65409-0010

Full name of second joint inventor Nantana Jiratumnukul

Second inventor's signature Nantana Jiratumnukul Date 3/17/00

Residence O'Fallon, Illinois Citizenship Thailand

Post Office address UMR Coatings Institute, Dept. of Chemistry  
142 Schrenk Hall, Rolla, Missouri 65409-0010

Applicant or Patentee Michael R. Van De Mark et Attorney's  
Serial or Patent No.: \_\_\_\_\_ Docket No.: UMO 1528  
Filed or Issued: \_\_\_\_\_  
For: WATER BORNE FILM-FORMING COMPOSITIONS

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION The Curators of the University of Missouri  
ADDRESS OF ORGANIZATION ~~501 Lewis Hall~~ 316 University Hall  
Columbia, Missouri 65211

TYPE OF ORGANIZATION

- ☒ University or other institution of higher education  
☐ Tax exempt under Internal Revenue Service Code (26 USC 501(a) and 501(c) (3))  
☒ Nonprofit scientific or educational organization qualified under a non-profit organization statute of a state of The United States of America (Name of state Missouri)  
(Citation of statute Section 172.020, RSMo)  
☐ Would qualify as tax exempt under Internal Revenue Service Code (26 USC 501(a) and 501(c) (3) if located in The United States of America  
☐ Would qualify as nonprofit scientific or educational organization under a non-profit statute of a state of The United States of America if located in The United States of America  
(Name of state \_\_\_\_\_)  
(Citation of statute \_\_\_\_\_)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code with regard to the invention entitled WATER BORNE FILM-FORMING COMPOSITIONS by inventors Michael R. Van De Mark and Nantana Jiratumnukul described in

- ☒ the specification filed herewith  
☐ application serial no. \_\_\_\_\_, filed \_\_\_\_\_  
☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other

than the inventor, who would not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

\*NOTE: Separate verified statements are required for each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is not longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Thomas R. Sharpe, Ph.D.

TITLE IN ORGANIZATION Executive Director

ADDRESS OF PERSON SIGNING 615 Locust Street Building, Third Floor  
Columbia, Missouri 65211-1400

SIGNATURE Thomas R. Sharpe DATE 17 March 2000